

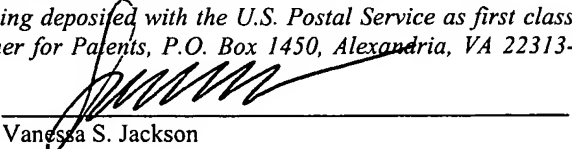


EFW

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 27, 2005.


Vanessa S. Jackson

Appl No. : 10/733,822
Applicant : David Jeffrey Chodosh
Filed : December 10, 2003
Title : BEVERAGE CONTAINER ATTACHMENT
TC/A.U. : 1761
Examiner : Sarah Louise Kuhns
Docket No. : 51483/GSL/C987
Customer No. : 23363

Confirmation No. 2156

RESPONSE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068
October 27, 2005

Commissioner:

In response to the Office action of September 21, 2005, reconsideration of the application is respectfully requested.

Claims 1 - 27 in the application have been rejected as allegedly anticipated or obvious over U.S. Patent No. 6,776,315 to Laulom et al. Attached hereto is Applicant's Declaration Under 37 C.F.R. 1.131 swearing behind the effective date of March 18, 2003 of Laulom et al. Specifically, the Applicant has declared that the Application was conceived on March 12, 1998, and was diligently reduced to practice by filing a provisional patent application on June 19, 2003. As the Applicant has effectively sworn behind the cited reference, it is respectfully submitted that the rejections based thereon should be withdrawn.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By 

Gregory S. Lampert
Reg. No. 35,581
626/795-9900

GSL/vsj
VSJ PAS649615.1-* -10/27/05 2:00 PM